

John

Please give those
to [REDACTED] - by
called me on this
subject today -

STATINTL

Bob: it seems that 1264.5 acres
at [REDACTED] are exclusive jurisdiction
and 5.37 acres are open to
question!

Its back to me! Date 25 March 76

STATINTL

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Next 2 Page(s) In Document Exempt

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Types of Jurisdiction:

There are basically four types of legislative jurisdiction exercised by the Federal government over lands owned by it located within a state. For the purposes of this memorandum, these are classified and described as follows:

A. Exclusive. Exclusive jurisdiction exists when the Federal government has received all of the authority of the state, except the right of the state to serve criminal and civil process resulting from activities occurring outside the Federal enclave involved.

B. Concurrent. Concurrent jurisdiction exists where the state, in granting to the United States that measure of authority which would otherwise amount to exclusive jurisdiction over an area, has reserved unto itself the right to exercise all of the same authority concurrently with the United States.

C. Partial. Partial jurisdiction exists where the Federal government has been granted, by the state, a certain measure of the state's authority over an area, but where the state concerned has reserved to itself the right to exercise other authority constituting more than the right to serve civil or criminal process. An example in Virginia is those enclaves where the Federal government has been ceded exclusive authority to regulate traffic, but the state has retained exclusive authority over all other crimes and offenses.

D. Proprietary. Proprietary jurisdiction exists where the Federal government has acquired some degree of ownership to land within a state but has not obtained any measure of the state's legislative authority over the enclave. The Federal government owns the land merely as a proprietor or housekeeper, and basically stands the same as any other landowner.